

IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF MICHIGAN  
SOUTHERN DIVISION

FAITH W. BROWN,  
Plaintiff,

Civil No. 2:22-CV-11425

v.

KILOLO KIJAKAZI,  
ACTING COMMISSIONER  
OF SOCIAL SECURITY,  
Defendant.

DISTRICT JUDGE BERG

\_\_\_\_\_/

**STIPULATION TO REMAND TO THE COMMISSIONER**

Pursuant to sentence four of 42 U.S.C. § 405(g), the parties stipulate that the Court should enter an order remanding the above-captioned case to the Commissioner for further administrative action. On remand, the Appeals Council will instruct the Administrative Law Judge (“ALJ”) to further evaluate whether medical improvement occurred and give further consideration to Plaintiff’s residual functional capacity. The ALJ will also give Plaintiff the opportunity for a hearing, take any further action needed to complete the administrative record, and issue a new decision.

Respectfully submitted,

DAWN N. ISON  
United States Attorney

/s/ Meredith E. Marcus<sup>1</sup>

Meredith E. Marcus  
Daley Disability Law, P.C.  
4256 N. Ravenswood Ave., Ste. 104  
Chicago, IL 60613  
(312) 561-3030  
mmarcus@fdaleylaw.com

/s/ Lisa G. Smoller

Lisa G. Smoller  
Special Assistant United States Attorney  
6401 Security Boulevard  
Baltimore, MD 21235  
(617) 565-4279  
lisa.g.smoller@ssa.gov<sup>2</sup>

---

<sup>1</sup> Signed with consent obtained by email by Special Assistant United States Attorney Lisa G. Smoller, received on December 21, 2022.

<sup>2</sup> Of Counsel: Zak Toomey, Assistant United States Attorney, 211 Fort Street, Suite 2001, Detroit, MI 48226, MO 61618.

### CERTIFICATE OF SERVICE

I hereby certify that on December 21, 2022, the foregoing document was electronically filed with the Clerk of the Court using the ECF system.

I further certify that an employee of the United States Attorney's Office, mailed, via United States Postal Service, a copy of the document to Meredith Marcus at:

Meredith Marcus  
Daley Disability Law, P.C.  
4256 N. Ravenswood Ave., Ste. 104  
Chicago, IL 60613

/s/ Lisa G. Smoller  
Lisa G. Smoller  
Special Assistant United States Attorney  
6401 Security Boulevard  
Baltimore, MD 21235  
(617) 565-4279  
[Lisa.g.smoller@ssa.gov](mailto:Lisa.g.smoller@ssa.gov)

IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF MICHIGAN  
SOUTHERN DIVISION

FAITH W. BROWN,  
Plaintiff,

Civil No. 2:22-CV-11425

v.

KILOLO KIJAKAZI,  
ACTING COMMISSIONER  
OF SOCIAL SECURITY,  
Defendant.

DISTRICT JUDGE BERG

**ORDER REMANDING CASE UNDER  
SENTENCE FOUR PER PARTIES' STIPULATION**

The parties' Stipulation to Remand to the Commissioner is granted, and this case is remanded to the Commissioner for further proceedings under sentence four of 42 U.S.C. § 405(g). On remand, the Appeals Council will instruct the Administrative Law Judge ("ALJ") to further evaluate whether medical improvement occurred and give further consideration to Plaintiff's residual functional capacity. The ALJ will also give Plaintiff the opportunity for a hearing, take any further action needed to complete the administrative record, and issue a new decision.

Dated: December 22, 2022

/s/Terrence G. Berg  
HON. TERRENCE G. BERG  
United States District Judge

IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF MICHIGAN  
SOUTHERN DIVISION

FAITH W. BROWN,

Plaintiff,

Civil No. 2:22-CV-11425

v.

KILOLO KIJAKAZI,  
ACTING COMMISSIONER  
OF SOCIAL SECURITY,

DISTRICT JUDGE BERG

Defendant.

\_\_\_\_\_ /

**J U D G M E N T**

In accordance with the Order Remanding Case Under Sentence Four Per  
Parties' Stipulation entered on this date,

It is ORDERED AND ADJUDGED that the case is REMANDED to the  
Commissioner of Social Security for further proceedings in accordance with that  
order.

\_\_\_\_\_  
TERRENCE G. BERG  
United States District Judge

Dated: